

ASSEMBLY BILL

No. 884

Introduced by Assembly Member Baca

February 18, 2005

An act to add Section 19135 to the Government Code, relating to state employees.

LEGISLATIVE COUNSEL'S DIGEST

AB 884, as introduced, Baca. State employment: contract employees.

Existing law requires positions in the state civil service to be established by the appointing power as authorized by law subject to budgetary authorization and the availability of funds. Existing law authorizes personal services contracts to achieve cost savings when specified conditions are met.

This bill would prohibit a state agency, including the California State University, from employing a primary care physician as an independent contractor when there is an unfilled, full-time primary care physician position available within the state agency, unless the state agency is unable to do so after a good faith effort.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 19135 is added to the Government
- 2 Code, to read:
- 3 19135. A state agency, including the California State
- 4 University, may not employ a primary care physician as an
- 5 independent contractor when there is an unfilled full-time

- 1 primary care physician position available within the state agency,
- 2 unless the state agency makes a good faith effort to fill the
- 3 position and is unable to do so.

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